

To: Kenneth A. Wieder
Special Program Examiner
Commissioner for Patents
Technology Center 2600
Communications
(703) 305-4710

CC: Krista Zele

From: Cecil Williams
3171 La Mirage Drive
Lauderhill FL 33319
Williams_Cecil@HotMail.com
954-881-2109

Date: 11/11/01
In re Application No.: 09/682,279 (Reconsideration for Petition to Make Special)

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NOV 15 2001

Special Program Unit
Group 2600

I, Cecil E. Williams Jr, claim there is an infringing device being sold on the market; the company is Kensington Technology and their infringing device is called the "FlyLight". It is explicitly infringing upon my device, named the "PC/USB Light" per application number: 09/682,279 from USPTO.

I, Cecil E. Williams Jr, have done a rigid comparison of my product (PC/USB Light) versus Kensington's "FlyLight" (Please see Attached supporting document "Rigid Comparison of the Alleged Infringing Device, Product or Method") to show the infringement in question, thereby validating my claim. I have done a rigid comparison of the claims against the infringing device and I believe at least one of my claim is unquestionably infringed.

I, Cecil E. Williams Jr, have been working as a computer support analyst for the past eleven (11) years and have been working with computer software and hardware on a daily basis, which has provided me with knowledge of the prior art. My personal resume is attached as proof of my expertise in this subject.

Sincerely



Cecil E. Williams Jr.
Pro se Inventor

Zele, Krista

From: williams_cecil@hotmail.com
Sent: Thursday, November 15, 2001 11:49 PM
To: Krista.Zele@USPTO.GOV
Cc: Kenneth.Wieder@USPTO.GOV
Subject: Re: Question on petition to make special

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Special Program Unit
Group 2700

Hello Krista Zele;

I must extend my greatest gratitude for you extended help, you have been so patient and understanding. Here are the revise version with the specifics that you mention, If not it's not a problem for me to revised them accordingly. The file are "Reconsideration for Commissioner of Patents Modified.PDF Letter" as well as the "Rigid Comparison of the Alleged Infringed Device Modified.PDF". Let me know if they are o.k. so that I can send the "Snail Mail" version (In Color).

Well the weekend is here... thank God ! :-)

Cecil Williams
954-881-2109
Pro se Inventor

P.S.
Have a super weekend when it comes.

----- Original Message -----

From: Krista.Zele@USPTO.GOV
To: williams_cecil@hotmail.com
Sent: Wednesday, November 14, 2001 10:18 AM
Subject: RE: Question on petition to make special

Mr. Williams, I've had a chance to review your supplemental statements... In the file you've titled "Reconsideration for Commissioner..", your 1st statement is ok since you are clearly stating that there is an infringing device on the market or in use; also your 3rd statement is ok since it clearly sets forth your computer expertise. However, the 2nd statement would not be held sufficient. Please note that requirement 2) in the original e-mail I sent you requires that you state that you've done a rigid comparison of the claims against the infringing device and that you believe at least one of your claims is unquestionably infringed. While your 2nd statement sets forth that you've done a rigid comparison, you do not clearly state that in your opinion at least one of your claims is unquestionably infringed. You do not need to submit the comparison you did, but you do need to clearly state the result of that comparison. Please give me a call if you have questions. - Krista Zele 703- 305-4701

-----Original Message-----

From: williams_cecil@hotmail.com [mailto:williams_cecil@hotmail.com]
Sent: Tuesday, November 13, 2001 9:40 PM
To: Kenneth.Wieder@USPTO.GOV; Krista.Zele@USPTO.GOV
Subject: Re:Question on petition to make special

Hello Krista Zele;

First of all, thank you for being so patient and helpful, you are truly blessed. I have attached (3) PDF files that can be

viewed or printed using Adobe Acrobat Reader (link below). The Detail Compare for Kensington.pdf, Reconsideration for Commissioner of Patent.pdf - (that is the 3 clear statements) and Cecil Williams Resume for Patent.pdf.

On your go ahead, I will send them Certified Mail, please e-mail me the address to mail it to. If you spot any potential errors, I am more then willing to make corrections to prevent anymore delay.

If you think the documents are ready, please forward to Mr. Kenneth A. Wieder (Special Program Examiner).

<http://www.adobe.com/products/acrobat/readstep.html>

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.. ---oOoO-(_)-oOoO-----
.. Cecil Williams..
.. (954) 881-2109
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> Mr. Williams, please see the 1st hyperlink below to connect to the PTO website and to get information from our Manual of Patent Examining Procedure (MPEP).
> MPEP Chapter 700, specifically Section 708.02 sets forth instructions on filing petitions to make an application special. In particular, there is a part in 708.02 titled "II. Infringement" that sets forth requirements for making an application special based on infringement.
> In your petition, you need to be able to make 3 clear statements:
> 1) that there is an infringing device on the market or in use;
> 2) that you've done a rigid comparison of your claims against the infringing device and some of your claims are unquestionably infringed;
> 3) state that you've searched the prior art or have a good knowledge of the prior art and provide copies of the most relevant references.
>
> In regard to # 2) above, you need to make a comparision of the claims in the application that you have filed against the device(s) that you believe infringe. For example, if your application claims: A table comprised of a table top, four supporting legs, wherein the tabletop is made of glass and the legs are made of wood." you would need to make a comparison of your claimed limitations to tables which you believe infringe on your claims, such that you can make a statement setting forth that you made a comparison of each element of the claims in your application and that in your opinion at least some of the claims are unquestionably infringed.
> For # 3) above, you can use the 2nd hyperlink provided below to see information about our Manual of Classification if you want to do a search.
>
> Please give me a call if you have further questions and/or need more information. thanks- Krista Zele 703-305-4701
>

>
> <http://www.uspto.gov/web/offices/pac/mpep/index.html>
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> <http://www.uspto.gov/web/patents/classification/>

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Rigid Comparison of the Alleged infringed device, product or method.

Figure 1 - Cecil E. Williams Jr. PC/USB Light Device Doc #476901

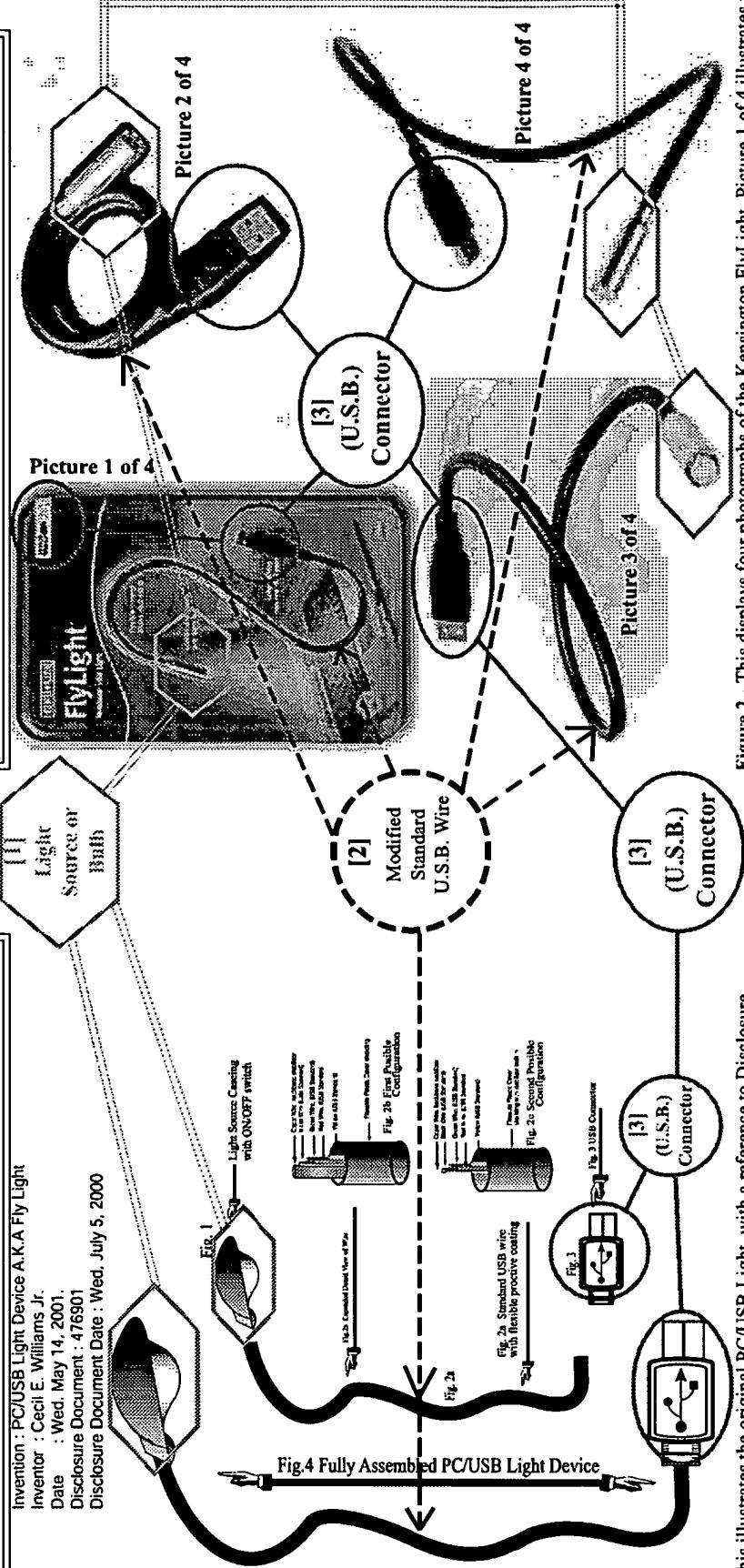


Figure 1 - This illustrates the original PC/USB Light, with a reference to Disclosure Document # 476901. Dated July 5, 2000. This document shows explicitly the light source [1], the slightly modified standard USB wire [2] and the Standard Universal Serial Bus (USB) [3]. Note: All elements illustrated in Figure 1 are explicitly duplicated by Kensington (Figure 2) and are presently being manufactured by them and sold in the marketplace. After doing a rigid comparison of the claims against the infringing device, I believe at least one of my claim is unquestionably infringed.

Figure 2 - Kensington Technology - FlyLight

Picture 1 of 4
Picture 2 of 4
Picture 3 of 4
Picture 4 of 4

Figure 2 - This displays four photographs of the Kensington FlyLight. Picture 1 of 4 illustrates the FlyLight in it's packaging, picture 2 of 4 illustrates a top down view of the product, picture 3 of 4 illustrates a side view of the product and picture 4 of 4 illustrates another side view of the product. Note : When the above images (Figure 2 [Pictures 1 through 4]) of the Kensington FlyLight are compared with Figure 1 (Cecil E. Williams Jr. PC/USB Light Device Doc # 476901), both have the same main elements: the light source [1], the slightly modified standard USB wire [2] and the Standard Universal (USB) connector [3] which plugs into the USB Port.